IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY THIRD DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO : 8757 of 2002

Between:

1 Y.Venkateswarlu, S/o.Kotaiah,
Shop Room No.7, New Shopping Complex, Bazar Street,
V.Kota Village and Mandal, Chittoor District.
2 Smt. T.K.Saidabhanu, W/o.S.K.Esanulla,
Shop Room No.8, New Shopping Complex, Near Pump House,
V.Kota Village and Mandal, Chittoor District.
3 N.R.Fazulla, S/o.S.R.Rahamthulla,
Shop Room No.9, New Shopping Complex, Near Pump House,
V.Kota Village and Mandal, Chittoor District.
4 Usman, S/o.Munaff,
Shop Room No.10, New Shopping Complex, Near Pump House,
V.Kota Village and Mandal, Chittoor District.
5 S.Narendra, S/o.Srinivasaiah,
Shop Room No.11, New Shopping Complex, Near Pump House,
V.Kota Village and Mandal, Chittoor District.
6 Imam Saheb,
Shop Room No.13, New Shopping Complex, Near Pump House,
V.Kota Village and Mandal, Chittoor District.
7 Ashraff, S/o.Taleel Saheb,
Shop Room No.14, New Shopping Complex, Bazar Street,
V.Kota Village and Mandal, Chittoor District.
8 B.C.Muralikrishna, S/o.Chengaraju,
Shop Room No.15, New Shopping Complex, Bazar Street,
V.Kota Village and Mandal, Chittoor District.
9 S.Pratap Singh, S/o.Syam Singh,
Shop Room No.16, New Shopping Complex, Bazar Street,
V.Kota Village and Mandal, Chittoor District.
10 V.Sahadev, S/o.C.Venugopal,
Shop Room No.17, New Shopping Complex, Bazar Street,
V.Kota Village and Mandal, Chittoor District.
11 Thyagaraju, S/o.Raval Chetty,
Shop Room No.18, New Shopping Complex, Bazar Street,

V.Kota Village and Mandal, Chittoor District.

12 Kumar Raja, S/o.Raja,
Shop Room No.19, New Shopping Complex, Bazar Street,
V.Kota Village and Mandal, Chittoor District.

13 T.Govinda Rajulu, S/o.Thimmarayappa,
Shop Room No.13, New Shopping Complex, Bazar Street,
V.Kota Village and Mandal, Chittoor District.

14 Smt. Habeeb John, W/o.Basha Saheb,
Shop Room No.1, New Shopping Complex, Bazar Street,
V.Kota Village and Mandal, Chittoor District.

15 Gopala Chary, S/o.Doraswamy Chary,
Shop Room No.2, New Shopping Complex, Bazar Street,
V.Kota Village and Mandal, Chittoor District.

16 L.Vijayakumar, S/o.Reddy,
Shop Room No.3, New Shopping Complex, Bazar Street,
V.Kota Village and Mandal, Chittoor District.

17 S.Venu, S/o.Munivenktappa,
Shop Room No.4, New Shopping Complex, Bazar Street,
V.Kota Village and Mandal, Chittoor District.

18 Smt. Rathnamma, W/o.Ramachandra,
Shop Room No.5, New Shopping Complex, Bazar Street,
V.Kota Village and Mandal, Chittoor District.

19 M.Srinivasulu, S/o.Venkatrami Reddy,
Shop Room No.6, New Shopping Complex, Bazar Street,
V.Kota Village and Mandal, Chittoor District.

PETITIONERS

AND

1 The Grampanchayat of V.Kota Village, Rep. by its Sarpanch,
Chittoor District.

2 The Panchayat Secretary, Gramasachivalayam, V.Kota Grampanchayat,
V.Kota Village and Mandal, Chittoor District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the proposed action of the respondents to re-sale the lease hold rights granted to the petitioners vide Grampanchayat Resolution No.39, dt:30.8.2000 for 3 years to the third parties in public auction is illegal, arbitrary unconstitutional and violative of principles of natural justice and consequently direct the respondents not to disturb the possession and enjoyment of the petitioners inrespect of their shopping rooms till the expiry of the lease granted in favour of the petitioners.

Counsel for the Petitioners:MR.R.RADHA KRISHNA REDDY

Counsel for the Respondents 1&2: GP FOR PANCHAYAT RAJ & RURAL DEV.

The Court made the following :

ORDER:

Learned counsel for the petitioners submits that the cause in this Writ Petition does not survive and the writ petition has become infructuous.

Recording the same, the writ petition is dismissed as infructuous. No costs.

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N.V. RAMANA, J

23rd JUNE, 2005

Tsr.

To

1 The Sarpanch, Grampanchayat of V.Kota Village,
Chittoor District.
2 The Panchayat Secretary, Gramasachivalayam, V.Kota Grampanchayat,
V.Kota Village and Mandal, Chittoor District

3. Two C.C. copies to the Government Pleader for Panchayat Raj & Rural Development, High Court Buildings, Hyderabad (OUT).

4. 2 C.D. copies.